

**MINUTES FOR THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**June 24, 2003**

DIVISION ONE

Court convened at 9:00 a.m.

Present: Spencer, P.J., Ortega, J., Vogel (Miriam A.), J. and S. Beaux, Deputy Clerk.

Each of the following:

B153765 People v. Gonzales, Hugo  
B157591 Vinci v. Aida Grey, Inc.  
B157984 People v. Gonzales, Jonathan  
B158766 People v. Dorsett  
B159030 People v. DeLorenzo  
B159604 People v. Ruiz  
B159846 People v. Mezquita  
B160215 People v. Ratliff  
B160541 Strand v. City of Los Angeles  
B160543 People v. Jackson,  
B161400 DCFS v. Lisa L.  
B162000 People v. Hutton  
B162028 People v. Verdugo  
B162220 People v. Bryant  
B163509 In re Sabrina H./DCFS v. Jaime M.  
B163736 DCFS v. Robert B.  
B163929 People v. Hynes  
B166066 Kevin K. et al v. Superior Court; DCFS

Argument waived, cause submitted.

B166494 Juanita H.  
v.  
Superior Court, Los Angeles County  
(Department of Children & Family Services, r.p.i.)

Appearances:

Petitioner waived argument and no appearance by County Counsel for real party in interest. Argument waived, cause submitted.

DIVISION ONE (Continued)

B160090     People  
              v.  
              Gonzalez

Merits:  
Argued by Carol Boyk for appellant and Suzann E. Papagoda, Deputy Attorney General, waived argument. Cause submitted.

B158779     Perez  
              v.  
              Axon Development Corporation

Merits:  
Argued by Henry W. Bockman for appellant and by Colleen Smith for respondent. Cause submitted.

B153729     Lo  
              v.  
              County of Los Angeles

Merits:  
Argued by Christie Gaumer for appellant and by Jennifer Lehman, Deputy County Counsel, for respondent. Cause submitted.

B154724     Barnard et al.  
              v.  
              Langer et al.

Merits and OSC re Sanctions:  
Argued by John T. Barnard for appellants and by Robert C. Baker for respondents. Cause submitted.

Court adjourned

June 24, 2003 (Continued)

## DIVISION ONE (Continued)

B161645      People                                  (Not for Publication)  
v.  
Anthony Keith Gant

The judgment (order under review) is affirmed.

Ortega, J.

We concur: Spencer, P.J.  
Vogel (Miriam A.), J.

DIVISION TWO

B156770      Royds      (Not for Publication)  
v.  
City of Redondo Beach, et al.

Summary judgment is reversed and the trial court is directed to give Royds's dismissal without prejudice full effect. However, we affirm the trial court's order awarding \$37,840 in attorney fees.

The parties shall bear their own costs on appeal.

Ashmann-Gerst, J.

We concur:   Boren, P.J.  
                      Doi Todd, J.

B162199      Auerback      (Not for Publication)  
v.  
County of Los Angeles Assessment Appeal Board  
(Hitco Carbon Composites, r.p.i.)

The judgment is affirmed. Hitco shall recover its costs on appeal.

Ashmann-Gerst, J.

We concur:   Nott, Acting P.J.  
Doi Todd, J.

June 24, 2003 (Continued)

## DIVISION TWO (Continued)

B159636 People (Not for Publication)

V.

Layton

The Court:

The judgment is affirmed.

Nott, Acting P.J., Doi Todd, J., Ashmann-Gerst, J.

B153276 People

V.

Williams

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

## DIVISION FOUR

B155921 People (Not for Publication)

V.

Rosenberg

The judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.

Curry, J.

B160519      Los Angeles County, D.C.S.      (Not for Publication)

**V.**

Candice M.

The order is reversed.

Vogel (C.S.), P.J.

We concur: Epstein, J.

Curry, J.

## DIVISION FOUR (Continued)

B158613      Hitchens      (Not for Publication)  
v.  
Yuen

The judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Hastings, J.  
Curry, J.

B158602      Kupferstein      (Not for Publication)  
v.  
Gardena Physicians Hospital, Inc., et al.

The judgment is reversed in the following respect: the trial court is directed to set aside its summary adjudications of the first, second, and fifth causes of action (retaliation, termination in violation of public policy, and breach of oral contract). The trial court is directed to enter against plaintiff a summary adjudication of his claim for punitive damages. Costs on appeal are awarded to plaintiff.

Vogel (C.S.), P.J.

We concur: Epstein, J.  
Curry, J.

B156658 BT Manufacturing, Inc. (Not for Publication)  
v.  
Edison Textile, Inc., et al.

The judgment is affirmed.

Epstein, J.

We concur: Vogel (C.S.), P.J.  
Curry, J.

DIVISION FOUR (Continued)

B140672      Balaban-Zilke, Ph.D.  
                 v.  
                 Cigna Healthcare of California, Inc., et al.

Filed order denying petition for rehearing.

DIVISION FIVE

B165392      Los Angeles County, D.C.S.      (Not for Publication)  
                 v.  
                 Superior Court of the State of California for the County of Los Angeles  
                 Ignacia G.

The petition for extraordinary relief is denied.

Armstrong, J.

We concur:   Turner, P.J.  
                 Grignon, J.

B162621      People      (Not for Publication)  
                 v.  
                 Hennessy

The judgment is affirmed.

Turner, P.J.

We concur:   Armstrong, J.  
                 Mosk, J.

B159404      Berlin      (Not for Publication)  
                 v.  
                 Division of Medical Quality

The judgment is affirmed. Berlin is to pay the Board's costs on appeal.

Grignon, J.

We concur:   Turner, P.J.  
                 Mosk, J.

## DIVISION SIX

B162596 People (Not for Publication)  
v.  
Waskul

The judgment is affirmed.

Yegan, J.

We concur:    Gilbert, P.J.  
                         Coffee, J.

B162601 People (Not for Publication)  
v.  
Grasser

The judgment is affirmed.

Gilbert, P.J.

We concur: Coffee, J.  
Perren, J.

B157627 People (Not for Publication)  
v.  
Preciado

The judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.  
Perren, J.

June 24, 2003 (Continued)

## DIVISION SIX (Continued)

B159053 People v. Larsen (Not for Publication)

We reverse the conviction and sentence for false imprisonment by violence or menace. (§§ 236/237.) That portion of the cause is remanded to the trial court for further proceedings, including trial should the district attorney so elect, within 60 days of the issuance of the remittitur. In all other respects the judgment is affirmed.

Perren, J.

We concur:    Gilbert, P.J.  
                      Coffee, J.

B158902      People  
v.  
De La Torre

Filed order denying petition for rehearing.